

HOUSE BILL 3969

By Evans

AN ACT to amend Chapter 1 of the Private Acts of 1989; and any other acts amendatory thereto, relative to the charter of the city of Springfield.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Article IV of Section 13 of Chapter 1 of the Private Acts of 1989, and any other acts amendatory thereto, is amended by deleting Section 13 in its entirety and by substituting instead the following:

Section 13. Legislative action which must be exercised by ordinance. Except as otherwise provided by general law or this Charter, legislative action of the Board of Mayor and Aldermen shall be by ordinance when granting, renewing or extending public franchises; creating, abolishing or combining departments or offices; authorizing the borrowing of money; exercising the police power; levying taxes; adopting the budget; providing a fine or other penalty or establishing a rule or regulation for violation of which a fine or other penalty is imposed; amending or repealing an existing ordinance; or regulating the rate charged for its services by a public utility; fixing fees, service charges and utility rates; except that:

(a) natural gas rates may be adjusted by the Director of the City Gas Department to adjust for price changes in the market with a report explaining such rate change to the Board at its next regular meeting; and

(b) electric rates which merely pass through changing rates charged by the supplier of electricity may be adjusted by the Director of the City Electric Department with a report explaining such rate change to the Board at its next regular meeting.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the entire membership of the City of Springfield Board of Mayor and Aldermen within ninety (90) days of its signing by the Governor of the State of Tennessee. Its approval or nonapproval shall be proclaimed by the Mayor of the City of Springfield and certified to the secretary of state.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.